

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SPECIAL CLOSED SESSION DOCKET
FOR
MONDAY, NOVEMBER 15, 2004 AT 2:00 P.M.
CITY ADMINISTRATION BUILDING
COMMITTEE ROOM – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

NOTE: In accordance with the San Diego City Council Temporary Rule for Noticing and Conduct of Closed Session Meetings a portion of the regular open meeting agenda of the City Council has been reserved for City Attorney comment, public comment, and City Council discussion of the content of this Closed Session Docket. Please see the Open Session Agenda to determine when such matters may be heard.

Due to the November 16, 2004, Special Election, the Mayor is calling a Special Closed Session meeting for Monday, November 15, 2004, in the Committee Room on the 12th Floor of the City Administration Building, 202 C Street, San Diego, California. **The Special Closed session will commence immediately following the conclusion of the regular open session meeting that day.**

Pursuant to the new temporary Council Rule on closed sessions, the public will have the opportunity to comment on these matters during the regular open session of the City Council on November 15, 2004. The open session agenda for that day will reflect the appropriate open session item for public comment.

The agenda for the Special Closed Session is the following:

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *McKinney v. City of San Diego, et al.*
San Diego Superior Court No. GIC 838427

ACA assigned: Girard

This matter is the litigation filed November 8, 2004, in San Diego Superior Court concerning the election for mayor and the legality of a write-in candidacy. In closed session the City Attorney will advise on the status of the matter.

CS-2 *McDonald v. County of San Diego, et al.*
United States District Court No. 04CV2265IEG (RBB)
ACA assigned: Girard

This matter is the litigation filed November 12, 2004, in the United States District Court concerning the election for mayor and the legality of a write-in candidacy. In closed session the City Attorney will advise on the status of the matter.

Conference with Labor Negotiator, pursuant to Government Code section 54957.6:

CS-3 Agency negotiators: Lamont Ewell, Cathy Lexin, Mike McGhee

Employee organizations: Municipal Employees Association, Local 127 AFSCME, AFL-CIO, Local 145 International Association of Firefighters AFL-CIO, San Diego Police Officers Association

HDCA assigned: Chris Morris

In closed session, the City's negotiating team will review with the City Council the City's anticipated position with respect to the upcoming meet and confer process. Topics to be discussed include, but are not limited to: 1) salaries and wages, 2) health benefit plans, 3) retirement benefits, including the recommendations from the Pension Reform Committee, and 4) Presidential Leave and Presidential Benefit for union presidents. The City Manager and staff will request instructions from the City Council as to those matters.